

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

**John C. Harvey and James W. Cuddihy:**

Serial No.: 08/479,215

Filed: June 7, 1995

For: **SIGNAL PROCESSING APPARATUS AND METHODS**

Group Art Unit: 2732

Examiner: LUTHER, W.

Atty. Docket: 05634.0358

**Received**  
**JAN 06 1999**  
**Group 2700**

**TRANSMITTAL LETTER**

**BOX: AFTER FINAL**

Assistant Commissioner of Patents and Trademarks  
Washington, D.C. 20231

- ☐ Amendment  
☒ Request for Extension of Time Pursuant to 37 C.F.R. § 1.136(a) (in duplicate)  
☒ Information Disclosure Statement;  
☒ PTO Form 1449;  
☒ 3 Prior Art References;  
☒ An additional filing fee is required, and is calculated as shown below:

	(Col 1)		(Col 2)	(Col 3)		
	Claims Remaining After Amendment		Highest No. Previously Paid for	Present Extra	Rate	Additional Fee
Total	*82	Minus	**82	=0	x \$ 22.00	\$0.00
Indep.	*9	Minus	***9	=0	x \$ 82.00	\$0.00
First Presentation of Mult. Dep. Claim					x \$ 270.00	\$0.00
<b>Total Additional Filing Fee for Request for Extension of Time</b>						<b>\$1360.00</b>
<b>Fee for 37 C.F.R. 1.129(a) Submission</b>						<b>\$760.00</b>
<b>Total Fee Enclosed</b>						<b>\$2120.00</b>

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space. "The Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☒ Howrey & Simon check no. 303574 in the amount of \$2120.00 is enclosed.  
☒ The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment to Deposit Account No. 08-3038.  
☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.  
☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,



Thomas J. Scott  
Registration No. 27,836  
Donald J. Lecher.  
Registration No. 41,933  
Attorneys for Applicants  
Tel: (202) 383-6790

Date: January 6, 1999

**HOWREY & SIMON**

1299 Pennsylvania Avenue, NW  
Washington, D.C. 20004

PATENT

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*19/ Reg under  
1129(a)*

*Received Bet  
JAN 06 1999 2-17-99  
Group 2700*

SUBMISSION UNDER 37 C.F.R. 1.129(a)

BOX: AFTER FINAL

Assistant Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Applicants request that the finality of the final rejection dated February 4, 1998 be withdrawn in view of this timely filed first submission under 37 C.F.R. § 1.129(a). Our Check No. 303574 is enclosed for payment of the fee set forth in 37 C.F.R. § 1.17(r). The present application has an effective pendency of at least two years as of June 8, 1995, taking into account any reference of record to any earlier filed application under 35 U.S.C. § 120, 121 and 365(c). This petition and the fee set forth in § 1.17(r) are being filed prior to the filing of an appeal brief and prior to abandonment of the application. Applicants therefore respectfully request that the amendment and request for reconsideration previously filed be entered.

Applicants respectfully request a four-month extension of time in which to respond to

the Final Office Action mailed February 4, 1998, for which a response period expiring on May 4, 1998 was set. The extended period expires on January 6, 1999.

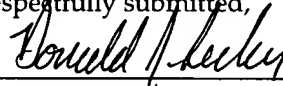
02/10/1999 HP LECTHE 00000005 08479215

01 FC:146 4, 1998 was set. The extended period expires on January 6, 1999. 260.00.00

However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefore are hereby authorized to be charged to our Deposit Account No. 08-3038.

Date: January 6, 1999  
**HOWREY & SIMON**  
1299 Pennsylvania Avenue, NW  
Washington, D.C. 20004

Respectfully submitted,



Thomas J. Scott  
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